

Attorney Docket No.: 47233-0048-00-US (221464)

U.S. Application No.: 10/518,356

Response to Final Office Action Dated: August 13, 2009

Amendment Dated: November 12, 2009

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AMENDMENTS TO THE CLAIMS

The following claim listing will replace or prior listings of claims:

LIST OF CLAIMS:

Claims 1-12 (Canceled).

Claim 13 (Currently Amended): A foam producing drink comprising carbon dioxide, a foaming agent and a tea leaf extract wherein the tea leaf extract containing a soluble solid content is obtained by water, water/ethanol or ethanol extraction, and is a foam-holding component, wherein the soluble solid content of the tea leaf extract is included in the drink in an amount of 0.01% to 3% by weight relative to the total volume of the drink, wherein said drink has a foam-holding property, [[and]] wherein the foam-holding property of the drink includes an ability to hold a foam layer for a longer period as compared with a comparative drink which is identical to the former excepting that the latter does not comprise a tea leaf extract, when the comparison is made by pouring each of the drinks into a measuring-cylinder and periodically observing a total volume of the foam layer and a liquid layer in the cylinder, and wherein the drink comprises a hop extract.

Claim 14 (Canceled).

Claim 15 (Previously Presented): The drink according to claim 13, wherein the foam-holding property of the drink includes an ability to produce a foam-layer with a higher foam density as compared with a comparative drink which is identical to the former excepting that the latter does not comprise a tea leaf extract, when the comparison is made by pouring each of the drinks into a measuring-cylinder and determining a density of the produced foam.

Claim 16 (Previously Presented): The drink according to claim 13, wherein the foam-holding property results in a higher sensory test score as compared with a comparative drink

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which is identical to the former excepting that the latter does not comprise a tea leaf extract, when the comparison is made by drinking each of the drinks to taste for a fine and pleasant effervescence in the mouth and/or a good texture on the throat.

Claim 17 (Canceled).

Claim 18 (Previously Presented): The drink according to claim 13, wherein the tea leaves are those of black tea, green tea or oolong tea.

Claim 19 (Previously Presented): The drink according to claim 13, wherein the drink is stored before being consumed in a closed container having an internal pressure of carbon dioxide ranging from 0.5 to 3.5 kg/cm² at 20°C.

Claim 20 (Previously Presented): The drink according to claim 13, wherein the carbon dioxide-containing drink does not contain a fermented grain liquor.

Claim 21 (Previously Presented): The drink according to claim 13, which is a soda pop, a lemon soda drink, a carbonated fruit drink or a low alcohol drink having an alcohol content of 12% or less.

Claim 22 (Previously Presented): The drink according to claim 13, which is a non-alcohol drink or a low alcohol drink having an alcohol content of 12% or less.

Claims 23-25 (Canceled).

Claim 26 (Currently Amended): A method for increasing the foam-holding property of a foam-producing drink comprising carbon dioxide and a foaming agent:
comprising blending a tea leaf extract containing a soluble solid content obtained by water, water/ethanol or ethanol extraction and increasing the foam-holding property of a foam-

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producing drink, [[and]] wherein the tea extract is a foam-holding component to the drink, and wherein the drink comprises a hop extract.

Claim 27 (Previously Presented): The method according to claim 26, wherein the foam-holding component is blended in an amount in which the soluble solid content of the tea extract is 0.01% to 3% by weight relative to the total volume of the drink.

Claim 28 (Previously Presented): The method according to claim 26, wherein the drink is bottled in a closed container.

Claim 29 (Previously Presented): The method according to claim 28, wherein the internal pressure of carbon dioxide ranges from 0.5 to 3.5 kg/cm² at 20°C.

Claim 30 (Previously Presented): The method according to claim 26, wherein the increase in the foam-holding property provides the drink with a longer foam life and/or a higher foam density as compared with the case where no tea leaf extract is blended.

Claim 31 (Canceled).

Claim 32 (Previously Presented): The method according to claim 26, wherein the tea leaves are those of black tea, green tea or oolong tea.

Claim 33 (Previously Presented): The method according to claim 26, wherein the carbon dioxide-containing drink does not contain any fermented grain liquor.

Claim 34 (Previously Presented): The method according to claim 26, wherein the drink is a soda pop, a lemon soda drink, a carbonated fruit drink or a low alcohol drink having an alcohol content of 12% or less.

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Claim 35 (Previously Presented): The method according to claim 26, wherein the drink is a non-alcohol drink or a low alcohol drink having an alcohol content of 12% or less.